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OFFICE OF PETITIONS

In re Application of Badcock et al.

Application No.10/810,345

Filed: March 26, 2004 Attorney Docket No. F0416

Title: MONITOR FOR AN OPTICAL FIBRE

AND MULTI-GUIDE OPTICAL FIBRE CIRCUITS AND METHODS OF MAKING

THEM

DECISION REFUSING STATUS UNDER 37 CFR 1.47(a)

This is in response to the petition under 37 CFR § 1.47(a), filed December 13, 2004.

The above-identified application was filed on March 26, 2004, without an executed oath or declaration. Accordingly, on June 7, 2004, applicant was mailed a "Notice to File Missing Parts of Nonprovisional Application - Filing Date Granted," requiring, for the purposes of this decision, an executed oath or declaration in compliance with § 1.63 and a surcharge for its late filing. This Notice set an extendable two-month period for reply of August 7, 2004.

Rule 47 applicant is given TWO MONTHS from the mailing date of this decision to reply, correcting the below-noted deficiencies. Any reply should be entitled "Request for Reconsideration of Petition Under 37 CFR. § 1.47(a)," and should only address the deficiencies noted below, except that the reply may include an oath or declaration executed by the non-signing inventor. Failure to respond will result in abandonment of the application. Any extensions of time will be governed by 37 CFR. §1.136(a).

The petition under 37 CFR. § 1.47(a) is **DISMISSED**.

The merits of the petition have not been reviewed because petitioner has failed to provide the appropriate petition fee. The petition fee is a prerequisite to review of the petition. As of November 22, 2004, the current petition fee is \$200.00. A review of the file shows a deposit account to charge any fee deficiency has not been provided. Accordingly, petitioner needs to submit an additional \$70.00.

Further correspondence with respect to this matter may be addressed as follows:

By mail:

Mail Stop Petition

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By facsimile:

(703) 872-9306

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Randolph Building 401 Dulany Street Alexandria, VA 22314

Telephone inquiries related to this decision may be directed to the undersigned (571) 272-3215.

Charlen R. ISkurt Charlema R. Grant

Petitions Attorney Office of Petitions